PTO/SB/21 (01-03)

Approval for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperw Reduction Act of 995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.						
		Application Number	09/975,308			
TRANSMITTAL			Filing Date	Oct 11, 2001		
FORM			First Named Inventor	Friddle, Carl Johan		
(to be used for all correspondence after initial filing)			Art Unit	1646		
		Examiner Name	R. Li			
Total Number of Pages in This 28 pgs + Submission Exhibits		28 pgs + Exhibits	Attorney Docket Number	LEX-0252-USA		
ENCLOSURES (check all that apply)						
Fee Transmittal Form		Drawing(s)		After Allowance Communication to Group		
Fee Attached			Licensing-related Papers		Appeal Communication to Board of Appeals and Interferences	
Amendment / Reply		1 1 1 1	Petition -Supplement to Petition to Remove Abandonment		Appeal Communication to Group- COPY (Appeal Notice, Brief, Reply Brief)	
After Final Affidavits/declaration(s)			Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address		Proprietary Information Status Letter	
x Extension of Time Request (COPIES)		┦╚┪	Terminal Disclaimer		X Other Enclosure(s) (please identify below):	
Express Abandonment Request		F	Request for Refund		eturn Postcard xhibits A - Q	
Information Disclosure Statement			CD, Number of CD(s) Copy of		opy of Return Postcard stamped by PTO	
Certified Copy of Priority Document(s)		Remark	s	1-0	opy of Express Mail Label stamped by USPS	
Response to Missing Parts/ Incomplete Application						
Response to Missing Parts under 37 CFR 1.52 or 1.53			Customer # 24231			
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT						
Firm or	Lexicon Genetics Incorporated					
Individual	Lance K. Ishimoto Reg. No. 41,866					
Signature fance K. Sumor by David N. Then Panne. 4.071						
Date	May 5, 2004					
CERTIFICATE OF TRANSMISSION/MAILING						
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: USPTO, Attn: Mr. Dixon, TC-1600, PO Box 1450, Alexandria, VA 22313-1450 on this date: May 5, 2004						
Typed or printed Michelle Klein						
Signature WMMIII VOU			N	Date	e May 5, 2004	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents. Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Friddle et al.

Group Art Unit: 1646

Application No.:

09/975,308

Examiner:

R. Li

Filed:

10/11/2001

Atty. Dkt. No.: LEX-0252-USA

Title: Novel Human 7TM Proteins and

Polynucleotides Encoding the Same

SUPPLEMENT TO PETITION UNDER 37 C.F.R. § 1.181(a) REQUESTING WITHDRAWAL OF HOLDING OF ABANDONMENT

USPTO

Attn: Mr. Dixon TC - 1600 PO Box 1450 Alexandria, VA 22313-1450

Sir:

On January 16, 2004, Appellants filed a Petition Requesting Withdrawal of Holding of Abandonment ("the Petition") in the above referenced case. In the Petition, Appellants did not included a copy of the Appeal Brief originally filed on June 11, 2003, but, rather, indicated that upon request from the United States Patent and Trademark Office ("the Office"), Appellants would provide a copy of the Appeal Brief as originally filed on June 11, 2003 to the Office. Pursuant to a telephone interview with Mr. Dixon of Technology Center 1600, during which a request was made for a copy of the Appeal Brief as originally filed on June 11, 2003, Appellants herewith submit a copy of the Appeal Brief as originally filed on June 11, 2003. Appellants therefore request the withdrawal of the holding of abandonment in the above referenced case.

Appellants believe no fees are due in connection with this Communication. However, the Commissioner is authorized to charge any required fees or credit any overpayment to Deposit Account No. 50-0892.

Respectfully submitted,

May 5, 2004

Date

David W. Hibler

Reg. No. 41,071

Agent for Appellants

LEXICON GENETICS INCORPORATED

wil Iv. 26 bu

8800 Technology Forest Place - The Woodlands, TX 77381

Customer # 24231

(281) 863-3399